

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LIMITED STORES, LLC, et al.,	:	
	:	07 Civ. 2835 (VM)
Plaintiffs,	:	
	:	
- against -	:	ORDER
	:	
QUIKSILVER, INC.,	:	
	:	
Defendant.	:	
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USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 7-25-07

VICTOR MARRERO, United States District Judge.

Counsel for plaintiffs, on behalf of the parties, having notified the Court, by letter dated July 24, 2007, a copy of which is attached, that the parties have reached an agreement in principle to settle this action without further litigation, it is hereby

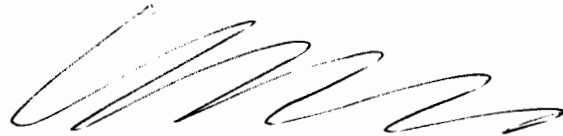
ORDERED, that this action be conditionally discontinued without prejudice and without costs; provided, however, that within thirty (30) days of the date of this Order, the parties may submit to the Court their own Stipulation of Dismissal for the Court to So Order. Otherwise, within such time counsel for plaintiff may apply by letter for restoration of the action to the active calendar of this Court in the event by the deadline indicated the settlement is not consummated. Upon such notification, the defendant shall continue to be subject to the Court's jurisdiction, the Court shall promptly reinstate the action to its active docket and the parties shall be directed to appear before the Court, without the necessity of additional process, on a date within thirty days of the plaintiff's application for reinstatement, to schedule remaining pre-trial proceedings and/or dispositive motions, as appropriate.

This Order shall be deemed a final discontinuance of the action with prejudice in the event plaintiff has not requested restoration of the case to the active calendar within such period of time.

The Clerk of Court is directed to close this case.

SO ORDERED.

Dated: New York, New York
25 July 2007

A handwritten signature in black ink, appearing to read 'V. Marrero', is written over a horizontal line.

VICTOR MARRERO
U.S.D.J.

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July 24, 2007

Honorable Victor Marrero
United States District Judge
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 660
New York, New York 10007

VIA FACSIMILE
(212) 805-6382

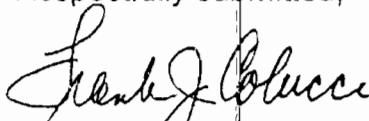
Re: Limited Stores, LLC, et al. v. Quiksilver, Inc.
Civil Action No.: 07 CV 2835 (VM)
Our File No. C700-558

Dear Judge Marrero:

We represent plaintiffs, Limited Stores, LLC and Limco, Inc., in connection with the above-referenced civil action. Pursuant to the Order dated July 17, 2007 directing plaintiffs to advise the Court of its contemplation with regard to further prosecution of this matter, we advise the Court that the parties have agreed to settle the matter. Plaintiffs expect to receive a fully executed settlement agreement from defendant by the end of this week.

We are mindful that the time period for effectuating service of the filed complaint set forth in Rule 4(m) of the Federal Rules of Civil Procedure expires on Tuesday, August 7, 2007, and we expect to resolve this matter and dismiss the complaint prior to this date. Accordingly, we respectfully request that the Court hold this matter in abeyance until August 7, 2007.

Respectfully submitted,


Frank J. Colucci

FJC/JKY/RPJ:lt

cc: Rod S. Berman, Esq. (via facsimile)
Attorney for Defendant